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UNITED STATES BANKRUPTCY COURT  
 EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

IN RE:	) Case No.: 19-26878-E-13C
	)
	) Chapter 13
	)
JAVAR, LOUIS, A.,	) Motion Control No. SDH-3
	)
	) MOTION TO CONFIRM THIRD
Debtor.	) AMENDED CHAPTER 13 PLAN
	)
	) 11 USC SECTION 1323, 1325
	)
	) Date: June 23, 2020
	) Time: 3:00 p. m.
	) Place: Courtroom 33, Dept. E
	) 501 I Street, 6 <sup>th</sup> Floor
	) Sacramento, CA 95814
	) Judge: Sargis

The Debtor hereby requests that the Court confirm the Third Amended Chapter 13 Plan filed by the debtor on May 7, 2020.

- The new plan should resolve the trustee's objection to the first plan which failed the liquidation analysis. The new plan is based on the value of some annuities and an old car that were not listed in the original schedules.

- 1       2. The debtor has amended schedules B and C to include the unlisted assets,  
2       correct the exemptions, and to show the non-exempt equity in the annuities.
- 3       3. The payments will be \$1,840.00 a month for month one and then increase  
4       to \$2,700.00 for month two and then increase to \$3,067.00 for months three  
5       through 60 or until the plan is paid off.
- 6       4. The debtor has amended Schedules I and J to show that he can afford the  
7       higher payments. See Declaration of Louis Javar filed with this motion.
- 8       5. Debtor has filed his 2017 tax return and provided a copy to the IRS.
- 9       6. The plan has been changed from an 84 percent plan to a 14 percent plan to  
10      provide for the filed tax claims and all of the unsecured claims.
- 11      7. The debtor also amended the plan to provide for the arrearages of both  
12      mortgages in Class 1 based on the amount of the claims filed.
- 13      8. The debtor believes that the Third Amended Chapter 13 Plan satisfies the  
14      requirements of 11 U.S.C. Sections 1322 and 1325; that it will be  
15      acceptable to the trustee; that it will not be objectionable to creditors or  
16      their interests, and that it furthers the goals of the bankruptcy statutes.

17       Wherefore, the debtor requests that the Court confirm the Third Amended  
18       Chapter 13 Plan and permit the debtor to proceed under this plan.

19       Dated: \_\_\_\_5/7\_\_\_\_, 2020

20       Respectfully Submitted,  
21       \_\_\_\_/s/ SCOTT HUGHES\_\_\_\_\_  
22       Scott Hughes  
23       Attorney for Debtor, Louis Javar